



GP 1655
PATENT #15

Docket No. 337462000600
Client Ref. BMID 9619/US

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Assistant Commissioner for Patents, Washington, D.C. 20231, on December 3, 1999.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Mark M. Richter *et al.*

Serial No.: 09/074,472

Filing Date: 07 May 1998

For: ASSAYS EMPLOYING
ELECTROCHEMILUMINESCENT LABELS
AND ELECTROCHEMILUMINESCENCE
QUENCHERS

Examiner: A. Chakrabarti

Group Art Unit: 1655

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449 (3 pages). Copies of the 37 documents are also submitted herewith. The Examiner is requested to make these documents of record.

A copy of the International Search Report which was issued in connection with the related PCT application, PCT/US98/09552, is also enclosed.

This Information Disclosure Statement was initially submitted on October 16, 1998, before receipt of a first Office Action on the merits. The first Office Action on the merits in this application, mailed August 11, 1999, indicated that the original Information Disclosure Statement was misplaced at the Patent and Trademark Office. Accordingly, while this replacement Information Disclosure Statement is submitted after the receipt of a first Office Action on the merits, no fee or separate requirements are believed to be required. However, should the Assistant Commissioner of Patents determine that the \$240 fee under 37 C.F.R. §§ 1.97(c)(2) and 1.17(p) for submission of an Information Disclosure Statement should be charged in this case, the Assistant Commissioner is authorized to charge the \$240 fee to **Deposit Account No. 03-1952** referencing **337462000600**.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein. Please note that typographical errors in the PTO-1449 filed October 16, 1998, have been corrected in the attached PTO-1449; no new references have been added.

This Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

The Assistant Commissioner is hereby authorized to charge the cost of any petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-**

1952 referencing attorney docket number 337462000600. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: December ____, 1999

Respectfully submitted,

By: 

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